

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**CARLOS RUBEN FUENTES,**  
**Petitioner,**

**v.**

**COMMONWEALTH OF VIRGINIA,**  
**DEPARTMENT OF CORRECTIONS, *et al.*,**  
**Respondents.**

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**Civil Action No. 7:16cv00015**

**MEMORANDUM OPINION**

**By: Norman K. Moon**  
**United States District Judge**

By order entered March 11, 2016, the court conditionally filed this action and directed Fuentes to provide certain financial documentation and timeliness information before the court would proceed with his petition for writ of habeas corpus filed pursuant to 28 U.S.C. § 2254. The court advised Fuentes that failure to comply with the court's order within ten days would result in dismissal of his petition without prejudice. Fuentes responded, but only provided part of the required financial documentation. Inasmuch as the time to respond has passed and Fuentes has failed to comply with the court's order, I will dismiss this action without prejudice. Fuentes is advised that he may refile his claims in a separate action.

**ENTER:** This 30<sup>th</sup> day of March, 2016.

  
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NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE